

CHRIS ALAN REVARD,)
)
Plaintiff,)
)
v.) No. 01-4226-CV-C-FJG-SSA
)
JO ANNE B. BARNHART,)
Commissioner, Social Security)
Administration)
)
Defendant.)

Currently pending before the Court is Defendants' Motion for Final Judgment (Doc. # 12). On April 23, 2002, the Court remanded this case pursuant to 42 U.S.C. § 405(g), sentence 6. Defendant states that upon remand, an administrative hearing was held, after which the ALJ issued a favorable decision on April 9, 2003, finding that plaintiff met the disability requirements.

Accordingly, as there is no longer a case or issue properly before the Court, the Court hereby **GRANTS** defendant's Motion for Final Judgment (Doc. # 12) and hereby **DISMISSES** this action.

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U.S. 292, 298 (1993) (quoting Melkonyan v. Sullivan, 501 U.S. 89, 102 (1991)). Therefore, plaintiff's renewed request for attorneys fees, filed on April 7, 2005, approximately a month prior to the entry of this order, is premature. Plaintiff, if he desires, may file a renewed request for attorneys fees within the time frame allotted by 28 U.S.C. § 2412 and the cases cited above.

IT IS SO ORDERED.

Date: May 10, 2005
Kansas City, Missouri

S/ FERNANDO J. GAITAN, JR.
Fernando J. Gaitan, Jr.
United States District Judge